

SPECIAL MEETING CALL

I, William I. May, Jr., hereby call a Special Meeting of the Frankfort Board of Commissioners on Thursday, December 14, 2006, at 3:00 p.m. in the Council Chambers of the Municipal Building. All items on the Agenda will be considered and action taken as necessary. This meeting will be in lieu of the Regular Meeting scheduled for December 25, 2006. The Work Session scheduled for December 14, 2006 will be cancelled.

S/William I. May, Jr.
T/Mayor

Special Meeting
Frankfort Board of Commissioners

December 14, 2006
3:00 P.M. (EST)

PRESENT
Commissioner Kathy Carter
Commissioner Lynn Bowers
Commissioner Rodney Williams
Commissioner J. W. Bryan
Mayor William I. May, Jr. (5)

ABSENT
None (0)

The Invocation was given by Rev. Chuck Beighle, Pastor of Memorial Baptist Church. The Pledge of Allegiance was recited.

Ceremonial Items

Mayor May recognized Michelle Bomford, who presented the Volunteers of America Outstanding Volunteer of the Year Award to Billy Roberts. Mr. Roberts received the award for his work with the Volunteers of America's Transitional Living Program.

Mayor May recognized the following City employees upon their retirement: Steve Clark, thirty-one years of service (Police Department); Robert Oerther, sixteen years of service (Sewer Department); Dianna G. Rogers, thirty years of service (Planning and Building Codes); Fred Spradlin, nineteen years of service (Communications); and John M. Dudinskie, seventeen years of service (Police Department).

It was moved by Commissioner Williams, seconded by Commissioner Carter, that the reading of the minutes of the November 27, 2006 regular meeting be dispensed with and approved as presented. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Carter, Bowers, Williams and Bryan, and Mayor May (5). Those voting against the motion were none (0). The motion was thereupon adopted.

“AN ORDINANCE REZONING PROPERTY FOR A 0.48-ACRE PROPERTY ADDRESSED AS 611 KINGS DAUGHTERS DRIVE WITH THE PVA MAP #050-00-00-079.00 FROM LOW-DENSITY MULTI-FAMILY RESIDENTIAL DISTRICT (RL) TO PROFESSIONAL OFFICE (PO)” was presented and read. This Ordinance had its first reading on November 27, 2006. It was moved by Commissioner Bowers, seconded by Commissioner Carter, that the Ordinance be adopted. The question was put upon the motion and the roll called. Voting in favor of the motion were Commissioners Carter, Bowers, Williams and Bryan, and Mayor May (5). Voting against the motion were none (0). The motion was thereupon adopted (Ordinance No. 33, 2006 Series).

“AN ORDINANCE AMENDING ORDINANCE NO. 9, 2006 SERIES TO CORRECT THE PROPERTY DESCRIPTION OF 92 ACRES OF PROPERTY ANNEXED ALONG HIGHWAY US 60” was presented and read. This Ordinance had its first reading on November 27, 2006. It was moved by Commissioner Carter, seconded by Commissioner Williams, that the Ordinance be adopted. The question was put upon the motion and the roll called. Voting in favor of the motion were Commissioners Carter, Williams and Bryan, and Mayor May (4). Voting against the motion was Commissioner Bowers (1). The motion was thereupon adopted (Ordinance No. 32, 2006 Series).

“AN ORDINANCE AMENDING ORDINANCE #2, 2000 SERIES, BY ADOPTING THE AMENDED GOALS AND POLICIES OF THE FRANKFORT/FRANKLIN COUNTY COMPREHENSIVE PLAN” was presented and read.

“AN ORDINANCE AMENDING SECTION 111.37 OF THE FRANKFORT CODE OF ORDINANCES” was presented and read. Discussion followed.

“AN ORDER DESIGNATING AUTHORIZED REPRESENTATIVES TO SIGN THE KENTUCKY POLLUTION DISCHARGE ELIMINATION SYSTEM (KPDES) PERMIT, THE DISCHARGE MONITORING REPORTS (DMR'S) AND OTHER WASTEWATER PERMITS, APPLICATIONS, REPORTS AND DOCUMENTS AS REQUIRED BY THE COMMONWEALTH OF KENTUCKY” was presented. It was moved by Commissioner Carter, seconded by Commissioner Bryan, that the Order be adopted. The question was put upon the motion and the roll called. Voting in favor of the motion were Commissioners Carter, Bowers, Williams and Bryan, and Mayor May (5). Voting against the motion were none (0). The motion was thereupon adopted (Order No. 10, 2006 Series).

“RESOLUTION AUTHORIZING THE CITY OF FRANKFORT TO ACCEPT GRANT FUNDS FROM THE KENTUCKY INFRASTRUCTURE AUTHORITY FOR THE HOLMES STREET AREA, APPROVING THE GRANT AGREEMENT, AND AUTHORIZING THE MAYOR TO SIGN ALL GRANT RELATED DOCUMENTS (SX21073002). It was moved by Commissioner Carter, seconded by Commissioner Bryan, that the Resolution be adopted. The question was put upon the motion and the roll called. Voting in favor of the motion were Commissioners Carter, Bowers, Williams and Bryan, and Mayor May (5). Voting against the motion were none (0). The motion was thereupon adopted (Resolution; No. 22, 2006 Series).

“RESOLUTION APPROVING CONSENT JUDGMENT AND AUTHORIZING THE MAYOR TO SIGN THE CONSENT JUDGMENT WITH THE KENTUCKY ENVIRONMENTAL AND PUBLIC PROTECTION CABINET” was presented. It was moved by Commissioner Bryan, seconded by Commissioner Carter, that the Resolution be adopted. The question was put upon the motion and the roll called. Voting in favor of the motion were Commissioners Carter, Bowers, Williams and Bryan, and Mayor May (5). Voting against the motion were none (0). The motion was thereupon adopted (Resolution; No. 23, 2006 Series).

Consent Agenda

The following miscellaneous and personnel items were presented:

- 6.1 Approved the Sports Rates Schedule for 2007 (Parks, Recreation and Historic Sites);
- 6.2 Approved the 2005-2006 Annual Audit for the City of Frankfort; Audit prepared by Larry T. Williams, CPA; total cost of audit \$26,000, with \$17,700 available in General Fund Account No. 100.00.53220 and \$8,300 available in Sewer Account No. 200.68.53220 (Finance Department);
- 6.3 Awarded a 3-year uniform rental contract, with the option to renew on a yearly basis, to provide uniform services for City employees to Hart's Laundry; funds available in clothing accounts for uniform services (Finance);

- 6.4 Authorized a bid award to Siemens Water Technologies Corporation, F/K/A US Filter Envirex Products for the purchase of Bioxide® for odor control and pipe corrosion in the pump stations and collection system; unit price for the product is \$1.75 per gallon; the Sewer Department expected to use approximately 20,000 gallons per year throughout the system for a total expenditure of approximately \$35,000 annually; \$35,000 available in Account No. 300.68.54335 (Sewer Department);
- 6.5 Authorized a bid award to Manning Equipment, LLC of Louisville for the purchase of Body Construction Platform, Storage Compartments, System Components and Crane to be mounted/installed on FSD’s supplied 2007 Ford regular cab diesel truck chassis with 165” WB 84”; cost of contract \$42, 274; funds available in Account No. 300.68.56550 (Sewer Department);
- 6.6 Awarded a contract to Freedom Dodge, Lexington, KY, to purchase a 2006/07 Dodge Sprinter 2500 Cargo Van; cost is \$35,388 and is available in Account No. 645.00.51100 (US Forfeiture Account) for this purchase (Police Department);
- 6.7 Awarded an Engineering Services Agreement to Chase Environmental Group, Inc. for a geotechnical and environmental investigation associated with Phase 3-A-1of the Holmes Street Sewer Replacement Project; project completion date is 45 days after signing of the contract for a lump sum fee of \$19,075; funds are available in Account No. 450.68.56550 and will be reimbursed by Kentucky Infrastructure Authority under the State Legislature Tobacco Settlement Grant (Sewer Department);
- 6.8 Authorized a contract extension with HMB Professional Engineers, Inc. for additional design services, contract administration and construction oversight associated with Phase 3-A-1of the Holmes Street Sewer Replacement Project; total contract amount for this Amendment is \$205,100; funds are available in Account No. 450.68.56550, and will be reimbursed by Kentucky Infrastructure Authority under the State Legislature Tobacco Settlement Grant;
- 6.9 Authorized a Sewer Extension Contract with Richard Meyer, owner of Lot #17 of Country Club Heights Subdivision in Frankfort, Franklin County, Kentucky; lot is properly zoned for residential development of the one lot; improvements to the sewer system serving said lot to include 100 feet of 6-inch SDR 35 pipe and one 2-way Y at the property line with cleanout box; the Division of Water has approved the sanitary sewer plans and specifications; final acceptance contingent upon completion of the 30-day waiting period for testing after construction is completed (Sewer Department);
- 6.10 Approved the Juniper Hill 2007 Golf Rates (Golf);
- 6.11 Approved the extension of the existing Commercial and General Liability Insurance contract with Chenault & Hoge for three additional one-year periods; contract limits the renewal rate to five percent; Chenault & Hoge to notify the City if they cannot meet this requirement from one year to the next; 936,484 included in the 2006-07 Budget; \$734,992 in Account No. 100.55.53245, and \$201,492 in Account No. 200.68.53245 (Finance);
- 6.12 Awarded the bid for Sports Equipment for the 2006-2007 Season to Shively Sporting Goods of Louisville, Kentucky; total cost of \$40,309.33; funds available in Account No. 100.81.54390 (Parks and Recreation);
- 6.13 Approved a Sewer Extension Contract with Nancy M. Harrod, Managing Member, McDowell Harrod Construction, LLC, owner of Kendallwood Subdivision at 220 Rolling Acres in Frankfort, Franklin County, Kentucky; property is properly zoned for residential development of 19 lots; improvements include 4 new manholes and 606 feet of 8-inch SDR 35 pipe serving Lots 1 – 19; the Division of Water has approved the sanitary sewer plans and specifications; final acceptance is contingent upon completion of the 30-day waiting period for testing after construction is completed (Sewer Department);
- 6.14 Approved the following personnel actions:
- Promotion of Dan McCoy to Captain from Lieutenant, effective date of 1-1-07 (Police Department);
 - Promotion of Rob Warfel to Lieutenant from Sergeant, effective date of 1-1-07 (Police Department);
 - Promotion of Walter Martin to Sergeant from Patrol Officer III, effective date of 1-1-07 (Police Department);
 - Retirement of Robert Oerther, Deputy Director of Operations, effective 12-31-06, and authorized payment of all accrued time as of effective date (Sewer Department);
 - Retirement of John Dudinskie, Captain, effective 12-31-06, and authorize payment of all accrued time as of effective date (Police Department);
 - Resignation of Scott Shaw, Firefighter I, effective 12-15-06, and authorize payment of all accrued time as of effective date (Fire Department);
 - Rescinded the appointment of Charity A. White, Telecommunicator, effective date 12-15-06 (Communications).

It was moved by Commissioner Carter, seconded by Commissioner Williams, that the Consent Agenda as presented be approved. All members being present, the motion to approve the consent agenda was adopted without objection.

Board Appointments

It was moved by Commissioner Carter, seconded by Commissioner Williams, to accept the Mayor’s recommendation to reappoint the following persons to the Capital City Museum Board:

- Gene Burch, for a three-year term ending 12-31-09
- Jim Burch, for a three-year term ending 12-31-09
- Danny Garland, for a three-year term ending 12-31-09
- Charlie Jones, for a three-year term ending 12-31-09

The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Carter, Bowers, Williams and Bryan, and Mayor May (5). Those voting against the motion were none (0). The motion was thereupon adopted.

Old Business

Mayor May recognized City Manager Tony Massey and Bill Lane, Codell Construction, who discussed the bidding and value engineering process for the public safety building. Bids were opened on October 24, 2006. Discussion followed. Comments were heard from citizens Diana Looney and Norman Snider.

It was moved by Commissioner Bryan, seconded by Commissioner Carter, to award the following bids for construction of the public safety building:

• Randall Davies Construction	\$ 88,975.00
• Rising Sun Developing	1,859,680.00
• Harry Gordon	782,337.00
• Tri State Roofing	210,690.00
• Klein and Sons, Inc.	126,900.00
• Klein and Sons, Inc.	70,350.00
• Spectrum Interiors	591,350.00
• Martina Brothers	98,377.00
• Carpet Decorators, Inc.	85,127.00
• B L Radden Painting	125,588.00
• D. C. Elevator Co.	158,975.00
• GBMC, Inc.	1,073,000.00
• Brown Sprinkler	146,000.00
• Arts Electric	1,849,079.00
• Meyer Midwest	<u>151,242.00</u>
TOTAL	\$7,417,670.00

The question was put upon the motion and the roll called. Voting in favor of the motion were Commissioners Carter, Williams and Bryan, and Mayor May (4). Voting against the motion was Commissioner Bowers (1). The motion was thereupon adopted.

It was moved by Commissioner Carter, seconded by Commissioner Bryan, to reject the bids received for masonry and pre-cast concrete, landscaping (no bid), and aluminum entrances/storefronts & glazing (no bid), and rebid these items for construction of the public safety building. The question was put upon the motion and the roll called. Voting in favor of the motion were Commissioners Carter, Williams and Bryan, and

Mayor May (4). Voting against the motion were none (0). Abstaining from voting was Commissioner Bowers (1). The motion was thereupon adopted.

Commissioner Comments

Mayor May expressed thanks to City staff and the Board for the accomplishments during the term, and thanked Commissioner Bryan for his leadership. Commissioner Carter announced the City of Frankfort Cable 10 program to be aired in January; asked Jeff Hackbart to report on Street Department employees recently graduated from the Roads Scholar program, the potential for a computer recycling program and the holiday trash schedule; commented on training for City employees; reported on the Capital City Museum; complimented Dr. John Paul Broderon for renovating a downtown building; commented that the retirees recognized had a combined total of 113 years experience; and offered best wishes to Commissioner Bryan.

Commissioner Bowers thanked Commissioner Bryan for his service, thanked candidates for City Commission for running, and announced the date and time of the swearing in ceremony. Commissioner Williams commented on the substantial issues the Board addressed in 2006, and offered best wishes to Commissioner Bryan.

Commissioner Bryan commented concerning the Board’s major accomplishments and suggestions for future priorities. He expressed thanks for the opportunity to serve on the Board.

It was moved by Commissioner Carter, seconded by Commissioners Bowers and Williams that the meeting adjourn in honor of Commissioner Bryan. The question was put upon the motion and the roll called. Voting in favor of the motion were Commissioners Carter, Bowers, Williams and Bryan, and Mayor May (5). Voting against the motion were none (0). The motion was thereupon adopted and the meeting adjourned at 5:15 p.m.

Mayor

Attest:

City Clerk